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7  
8 Attorney for Plaintiff  
Jim Swain

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
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12  
13

14 Jim Swain,

15  
16 Plaintiff,

17 v.

18 Ryder Integrated Logistics, Inc. and  
19 DOES 1 through 10, inclusive,

20 Defendants.  
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CASE NO. 3:10-cv-04192-BZ

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER TO EXTEND  
DEADLINE TO REMAND**

Pursuant to 28 USC § 1447(C), the only parties that have appeared in this action, Plaintiff Jim Swain (“Plaintiff”) and Defendant Ryder Integrated Logistics, Inc. (“Defendant”) – through their respective counsel – hereby jointly stipulate and request that the deadline for a motion to remand the instant case on the basis of any defect other than lack of subject matter jurisdiction be extended by 60 days.

This stipulation is made and entered into by the parties on the following basis:

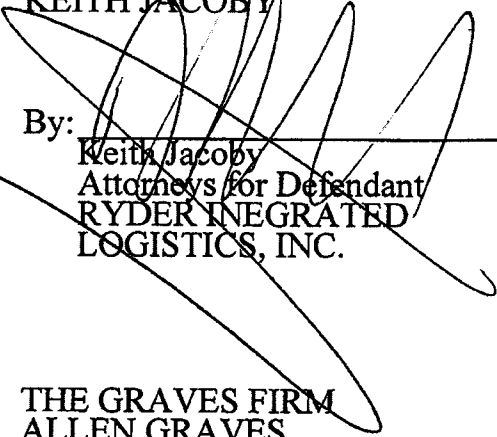
1. The parties have agreed to mediate this case through a private mediator and to conduct certain discovery in conjunction with that mediation.
2. The requested extension is necessary to coordinate the schedules of both counsel, and allow the parties to draft a stipulation that will control pre-mediation discovery, set forth the date of the mediation, and set such deadlines as are necessary to give effect to the parties’ desire to mediate.
3. Neither party previously has requested any continuance of any deadline.

**IT IS HEREBY STIPULATED:**

The parties stipulate and respectfully request the Court order as follows:  
The deadline for a motion to remand the instant case on the basis of any defect other than lack of subject matter jurisdiction be extended by 60 days.

1 DATED: October 14, 2010

LITTLER MENDELSON  
MICHELLE HEVERLY  
KEITH JACOBY

2  
3  
4 By:   
5 Keith Jacoby  
6 Attorneys for Defendant  
7 RYDER INTEGRATED  
8 LOGISTICS, INC.

9 DATED: October 14, 2010

THE GRAVES FIRM  
ALLEN GRAVES

10  
11 By:   
12 Allen Graves  
13 Attorneys for Plaintiff  
14 JIM SWAIN

15 ORDER

16  
17 It is so ordered.

18  
19 DATED: October 21, 2010

20 By:

